



Atty. Dkt. No. 040302-0502

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tetsuya KAMIHARA

Title: FUEL CELL SYSTEM

Appl. No.: 10/553,945

International 7/13/2004

Filing Date:

371(c) Date: 10/21/2005

Examiner: Eugenia Wang

Art Unit: 1795

Confirmation 5799

Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated October 19, 2009, and in the Advisory Action dated , finally rejecting Claims 1 and 3-17.

[] Applicant claims small entity status.

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

01/20/2010 SZEWDIE1 00000071 10553945

[X] To be paid as detailed below

01 FC:1401

540.00 0P

[] Not required (Fee paid in prior appeal)

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input type="checkbox"/>	Extension month:	\$0.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$540.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$540.00

A credit card payment form in the amount of \$540.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date January 19, 2010

By Thomas Bilodeau

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